

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of)

AMENDMENT OF SECTION 73.622(b),)
TABLE OF ALLOTMENTS,)
DIGITAL TELEVISION BROADCAST)
STATIONS)
(AVALON, CALIFORNIA))

MB Docket No. 02-223
RM-10520

To: The Chief, Video Division, Media Bureau

**PAPPAS SOUTHERN CALIFORNIA LICENSE, LLC'S
MOTION FOR LEAVE TO FILE SUPPLEMENTAL REPLY COMMENTS**

Pappas Southern California License, LLC ("PSCL"), the licensee of primary analog UHF commercial television broadcasting station KAZA-TV, NTSC Channel 54, Avalon, California, by its undersigned counsel, hereby respectfully moves the Chief of the Video Division of the Commission's Media Bureau for leave to file Supplemental Reply Comments in the above-captioned proceeding, in accordance with Section 1.415(d) of the Commission's rules. PSCL's Supplemental Reply Comments are being filed simultaneously herewith with the Commission under separate cover.

PSCL timely filed Comments on August 15, 2002 and Reply Comments on August 23, 2002 in response to the *Notice of Proposed Rulemaking* (the "NPRM") in

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the above-captioned proceeding, DA 02-1938, adopted August 5, 2002 and released August 7, 2002, 17 FCC Rcd. _____, 67 Fed. Reg. 53899 (published on August 20, 2002). The *NPRM* proposes to amend the Commission's Table of Allotments for Digital Television Broadcast Stations, 47 C.F.R. § 73.622(b) (2001), in order to allot Digital Television Channel 47c to Avalon, California, in fulfillment of Section 531 of the Public Health, Security, and Bioterrorism Preparedness and Response Act of 2002, Public Law No. 107-188, 116 Stat. 594 (enacted June 12, 2002).

The information contained in PSCL's Supplemental Reply Comments resolves a potential controversy that arose in the context of this rule making proceeding, and does not give rise to any new dispute. Accordingly, PSCL submits that consideration of its Supplemental Reply Comments would clearly serve the public interest. *See Boalsburg, Pennsylvania, et al.*, 6 FCC Rcd 4296, 4301 n.15 (Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau, 1991) (it is in the public interest to consider late-filed supplemental comments that "provide information which assists [the Commission] in resolving the proceeding"), *recon. den. on other grounds*, 7 FCC Rcd 7653 (Chief, Policy and Rules Division, Mass Media Bureau, 1992), *app. for rev. dismissed*, 10 FCC Rcd 12264 (Chief, Policy and Rules Division, Mass Media Bureau, 1995).

WHEREFORE, PSCL respectfully moves the Chief of the Video Division
for leave to file the Supplemental Reply Comments.

Respectfully submitted,

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August 30, 2002

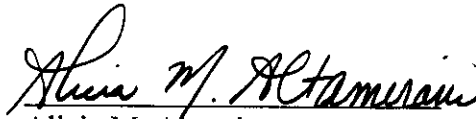
CERTIFICATE OF SERVICE

I, Alicia M. Altamirano, a secretary in the law firm of Paul, Hastings,
Janofsky & Walker, LLP, do hereby certify that I have on this 30th day of August, 2002,
sent copies of the foregoing **Pappas Southern California License, LLC's Motion for
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